

As a below named inventor I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

EXTRUDED FOODSTUFFS HAVING MAINTENANCE LEVEL ACTIVES

the specification of which: (complete (a), (b) or (c) for type of application)

REGULAR OR DESIGN APPLICATION

(a) ☐ is attached hereto.

(b) ☒ was filed on November 13, 2002 as Application Serial No. 10/294,057 and was amended on _____
(if applicable).

PCT FILED APPLICATION ENTERING NATIONAL PHASE

(c) ☐ was described and claimed in International Application No. _____ filed _____
and as amended on _____ (if any).

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56(a).

☐ In compliance with this duty there is attached an information disclosure statement. 37 CFR 1.97.

PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:
(complete (d) or (e))

(d) ☒ no such applications have been filed.

(e) ☐ such applications have been filed as follows

| EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS PRIOR TO SAID APPLICATION | | | | |
|--|-----------------|----------------|---------------|--|
| Country | Application No. | Date of Filing | Date of Issue | Priority Claimed |
| | | | | <input type="checkbox"/> YES <input type="checkbox"/> NO |
| | | | | <input type="checkbox"/> YES <input type="checkbox"/> NO |
| | | | | <input type="checkbox"/> YES <input type="checkbox"/> NO |
| ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS PRIOR TO SAID APPLICATION | | | | |
| | | | | |
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| | | | | |

PROVISIONAL

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States application(s) listed below:

| Application Serial No. | Filing Date | Status (patented, pending, abandoned) |
|------------------------|-------------|---------------------------------------|
|------------------------|-------------|---------------------------------------|

CONTINUATION-IN-PART

(Complete This Part Only If This Is A Continuation-In-Part Application)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56(a), which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application:

| Application Serial No. | Filing Date | Status (patented, pending, abandoned) |
|------------------------|-------------|---------------------------------------|
|------------------------|-------------|---------------------------------------|

POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorney(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

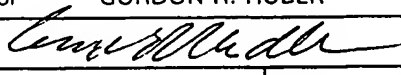
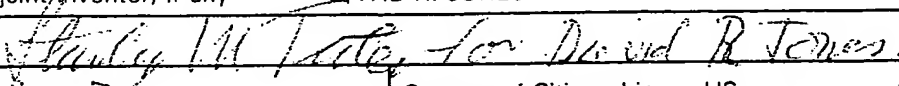
| | | | |
|----------------------|--------|------------------|----------|
| Robert D. Hovey | 19,223 | Tracey S. Truitt | 43,205 |
| Warren N. Williams | 19,156 | David V. Ayres | 46,529 |
| Stephen D. Timmons | 26,513 | Gerhard Shipley | 45,682 |
| John M. Collins | 26,262 | Kameron K. Kelly | 44,181 |
| Thomas H. Van Hoozer | 32,761 | Gregory J. Skoch | 48,267 |
| Thomas B. Luebbering | 37,874 | David L. Terrell | 50,576 |
| Andrew G. Colombo | 40,565 | Jason E. Gorden | 46,734 |
| Scott R. Brown | 40,535 | Leslie L. Lawson | P-53,185 |
| Tracy L. Bornman | 42,347 | Jennifer Bailey | P-52,583 |

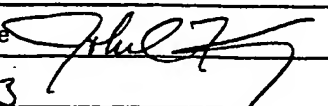

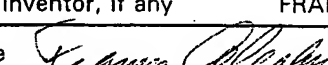
SEND CORRESPONDENCE TO:
HOVEY WILLIAMS LLP
2405 Grand, Suite 400
Kansas City, Missouri 64108

DIRECT TELEPHONE CALLS TO:

(816) 474-9050

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

| | | | |
|--|--|--|----|
| Full name of sole or first inventor | | GORDON R. HUBER | |
| Inventor's Signature | |  | |
| Date | 2/14/2003 | Country of Citizenship | US |
| Residence | 821 S. 12th Street, Sabetha, Kansas 66534 RR 3 Box 170C | | |
| Post Office Address | 821 S. 12th Street, Sabetha, Kansas 66534 RR 3 Box 170C | | |
| Full name of second joint inventor, if any | | DAVID R. JONES | |
| Inventor's Signature | |  | |
| Date | 12 Feb 2003 | Country of Citizenship | US |
| Residence | 215 Seminole Avenue, Palm Beach, FL 33480 | | |
| Post Office Address | 215 Seminole Avenue, Palm Beach, FL 33480 | | |

| | | | |
|--|---------|--|----|
| Full name of third joint inventor, if any | | JOHN C. KUENZI | |
| Inventor's Signature  | | | |
| Date | 2/14/03 | Country of Citizenship | US |
| Residence | | Rt. 1, Bern, KS 66048 | |
| Post Office Address | | Rt. 1, Bern, KS 66048 | |
| Full name of fourth inventor, if any | | KEVIN D. KUENZI | |
| Inventor's Signature  | | | |
| Date | 2/5/03 | Country of Citizenship | US |
| Residence | | 111 E. Bridge Street, Perry, Kansas 66073 4012 Ferguson R.O. Perry, KS | |
| Post Office Address | | Box 174 111 E. Bridge Street, Perry, Kansas 66073 | |
| Full name of fourth inventor, if any | | FRANCISCO A. CABRERA | |
| Inventor's Signature  | | | |
| Date | 2/10/03 | Country of Citizenship | US |
| Residence | | 9953 Marty, Overland Park, KS 66212 | |
| Post Office Address | | 9953 Marty, Overland Park, KS 66212 | |



03-12-2003

RECORD/



102387602

3-4-03

The Assistant Commissioner of Patents
Washington, D.C. 20231
Attention: Assignment Branch

Please record the attached original document or copy thereof.

1. Name of Conveying Party(ies):

GORDON R. HUBER
DAVID R. JONES
JOHN C. KUENZI
KEVIN D. KUENZI
FRANCISCO A. CABRERA

2. Name and address of Receiving Party(ies):

RUBICON SCIENTIFIC LLC
P.O. Box 100
Sabetha, Kansas 66534

3. Nature of Conveyance:

☒ Assignment ☐ Security Agreement ☐ Merger
☐ License ☐ Change of Name ☐ Other

Execution Date of Document: 14 February 2003

4. If this document is being filed together with a new application, the execution date of the application is _

A. Patent Application Numbers:

B. Patent Numbers:

10/294,057

5. Mail correspondence concerning the document to:

John M. Collins
HOVEY WILLIAMS LLP
2405 Grand Boulevard
Suite 400
Kansas City, MO 64108-2519

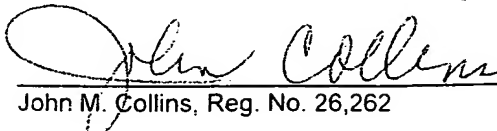
6. Total Number of Applications and Patents Involved: 1

7. A check for the total fee (37 CFR 3.41) is enclosed: \$40.00

8. The Commissioner is hereby authorized to charge any additional fees required for recordation of the enclosed document, or credit any overpayment, to Deposit Account No. 19-0522.

9. To the best of my knowledge and belief, the foregoing information is true and correct, and any attached copy is a true copy of the original document.

Respectfully submitted,


John M. Collins, Reg. No. 26,262

Date February 24, 2003

Total number of pages, including cover sheet and document 7

(Docket No. 32087)

03/11/2003 DBYRNE 00000027 10294057

01 FC:8021

40.00 OP

ASSIGNMENT

WHEREAS, WE, GORDON R. HUBER of R.R.3, Box 170C, Sabetha, Kansas 66534, DAVID R. JONES of 215 Seminole Avenue, Palm Beach, FL 33480, JOHN C. KUENZI of Rt. 1, Bern, KS 66048, KEVIN D. KUENZI of 111 E. Bridge Street, Perry, Kansas, 66073, and FRANCISCO A. CABRERA of 9953 Marty, Overland Park, KS 66212, have jointly invented certain new and useful improvements in

EXTRUDED FOODSTUFFS HAVING MAINTENANCE LEVEL ACTIVES

for which we are about to make application for Letters Patent of the United States; and

WHEREAS, RUBICON SCIENTIFIC LLC, a Corporation duly organized under the laws of the State of Kansas, and having its principal place of business at Rubicon Scientific LLC P.O. Box 100, Sabetha, Kansas 66534, is desirous of acquiring an interest in, to and under said invention, said application and any and all Letters Patent which may be granted for or upon said invention in the United States of America and all countries foreign thereto.

NOW, THEREFORE, to all whom it may concern be it known that for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, WE, GORDON R. HUBER, DAVID R. JONES, JOHN C. KUENZI, KEVIN D. KUENZI, and FRANCISCO A. CABRERA, as co-inventors, have sold, assigned and transferred, and by these presents do sell, assign and transfer unto said RUBICON SCIENTIFIC LLC, the full and exclusive right, title and interest, throughout the world, in, to and under the following:

(a) said invention as fully set forth and described in the specification prepared, and executed by each of such as co-inventors on even date herewith preparatory to obtaining Letters Patent of the United States therefor;

(b) said application;

(c) any and all refilings, divisions, and continuations of said application;

(d) any and all Letters Patent of the United States of America which may issue from said application, refilings, division and continuations;

(e) any and all reissues of said Letters Patent of the United States of America;

(f) any and all applications for Letters Patent upon said invention which may hereafter be filed in any and all countries foreign to the United States of America;

(g) any and all refilings, divisions and continuations of said foreign-filed applications;

(h) any and all Letters Patent of countries foreign to the United States of America which may issue from the said foreign-filed applications, refilings, divisions and continuations; and

(i) any and all extension of, and additions to, said Letters Patent of countries foreign to the United States of America.

ALL of the above shall be held and enjoyed by said RUBICON SCIENTIFIC LLC for its own use and behoof, and for its successors, legal representatives and assigns, to the full end of the term for which said Letters Patent may be granted, and we do hereby authorize and request the Commissioner of Patents and Trademarks to issue the said Letters Patent in accordance with this Assignment.

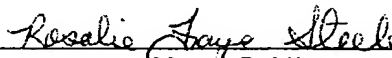
Executed this 14th day of February, 2003



GORDON R. HUBER

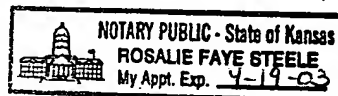
STATE OF Kansas)
) SS.
COUNTY OF Nebraska)

On this 14 day of February, 2003, before me personally appeared GORDON R. HUBER, to me known to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth.


Notary Public

My Commission Expires:

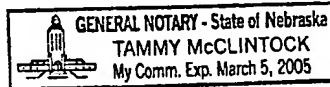
4-19-03



Executed this 14th day of February, 2003.

David R. Jones, by
DAVID R. JONES Tammy M. McClintock

STATE OF Nebraska)
) SS.
COUNTY OF Pawnee)



On this 14th day of February, 2003 before me personally appeared DAVID R. JONES to me known to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth.

Tammy McClintock
Notary Public

My Commission Expires:

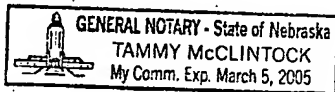
3/05/05

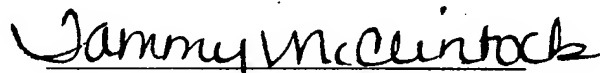
Executed this 14 day of February, 03.


JOHN C. KUENZI

STATE OF Nebraska)
COUNTY OF Pawnee) SS.

On this 14th day of February 2003, before me personally appeared JOHN C. KUENZI, to me known to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth.




Notary Public

My Commission Expires:

3/05/05

Executed this 5 day of FEB. 2003, ____.



KEVIN D. KUENZI